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11 Grand Towers, LLC, Turnberry/MGM Grand Tower
12 B, LLC, and Turnberry/MGM Grand Tower C, LLC*

13 In re:
14 TURNBERRY/MGM GRAND TOWERS, LLC,
15 Affects this Debtor.

16 In re :
17 TURNBERRY/MGM GRAND TOWER B, LLC,
18 Affects this Debtor.

19 In re :
20 TURNBERRY/MGM GRAND TOWER C, LLC
21 Affects this Debtor.

22 KJH & RDA INVESTOR GROUP, LLC,

23 Plaintiffs,

v.

24 TURNBERRY/MGM GRAND TOWERS, LLC,
25 et al.

26 Defendants.

27 Case No.: 2:16-cv-00252-MMD-PAL

28 Bankruptcy Case No.: 15-13706-abl

**JOINTLY ADMINISTERED UNDER
CASE NO.: 15-13706-abl**

Case No.: 15-13708-abl
Chapter 11

Case No.: 15-13709-abl
Chapter 11

Case No.: 2:16-cv-00252-MMD-PAL

**STIPULATION OF DISMISSAL WITH
PREJUDICE**

1 IT IS HEREBY STIPULATED, by the plaintiffs (“Plaintiffs”) and defendants
2 (“Defendants”) in the above-captioned District Court case – *KJH & RDA Investor Group, LLC et*
3 *al. v. Turnberry/MGM Grand Towers, LLC et al.*, Adv. No 2:16-cv-00252-MMD-PAL (the
4 “District Court Case”), by and through their respective undersigned counsel of record, as
5 follows:

6 1. Plaintiffs entered into a Confidential Settlement Agreement and General Release
7 (“Settlement Agreement”) with Defendants that resolves all disputes by and between them as set
8 forth in the Settlement Agreement. The Settlement Agreement was approved by entry of an
9 order of this United States Bankruptcy Court for the District of Nevada on February 23, 2017
10 (the “Order”). The terms of the Settlement Agreement require that this District Court Case be
11 promptly dismissed by Plaintiffs.

12 2. The appeal taken from this Court’s oral ruling on September 6, 2016, USCA Case
13 No. 16-16632, was dismissed by entry of an order of the Ninth Circuit Court of Appeals on
14 March 1, 2017.

15 3. This District Court Case shall be dismissed with prejudice, with each party to bear
16 its, her, or his own attorneys’ fees, expenses, and costs.

17 4. The *Stipulation of Dismissal with Prejudice* is intended to conclude this District
18 Court Case in its entirety, including all claims that are, or could have been, asserted herein by
19 Plaintiffs.

20 DATED this 9th day of March, 2017.

21 PREPARED AND SUBMITTED:

22 GARMAN TURNER GORDON LLP

APPROVED:

GERARD & ASSOCIATES

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Condominiums, LLC, Signature Tower 1,
LLC, Signature Tower 2, LLC and
Signature Tower 3, LLC*

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19 **IT IS SO ORDERED.**

20 Dated: March 9, 2017

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21
22 MIRANDA M. DU, U.S. DISTRICT
23 COURT JUDGE